

REMARKS

First, Applicants would like to thank the Examiner for favorably considering and accepting Applicants' argument against the Examiner's previous rejection (now withdrawn) of claims 1-11, 14-21, 23-24, and 29-35 under 35 U.S.C. § 112, first paragraph, with regard to enablement.

Claims 1-11, 14-21, 23-24, and 29-35, however, remain rejected for allegedly failing to comply with the written description requirement. These claims cover N-oxide compounds of the compounds of formula (I) shown and described in claim 1. Having considered Applicants' argument and supporting exhibits filed in March 2008, the Examiner nevertheless maintained his rejection of these claims for allegedly containing "subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, has possession of the claimed invention."

In the interest of moving this application forward toward allowance, Applicant have amended the claims as shown herein to delete the term "or N-oxide" from claims 1 and 29, the only rejected claims that recite this term.


CONCLUSION

Applicants submit that the rejection of Claims 1-11, 14-21, 23-24, and 29-35 maintained by the Examiner in the Final Office Action has been overcome by the amendments to claims 1 and 29; and that all the pending claims, as amended, are now in the condition for allowance. Accordingly, Applicants request that the Examiner withdraw the rejection and issue a notice of allowance for this application.

It is believed that no fees are required for this response. However, if there are any charges, please apply them to Deposit Account No. 503,654, referencing the Attorney Docket No. 124269-00075.

Respectfully submitted,

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